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5
6 Attorneys For: Plaintiff and Counter-Defendant
SKANSKA USA BUILDING, INC.

FILED

JUL 18 2005

CLEK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIF.

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10 UNITED STATES DISTRICT COURT
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12 EASTERN DISTRICT OF CALIFORNIA

13 SKANSKA USA BUILDING, INC., a Delaware corporation,) CASE NO. CIV. S-05-537 GEB GGH
14 Plaintiff,) STIPULATION TO RESCHEDULE THE
15 v.) HEARING DATE ON THE MOTION
16 ROGERS-QUINN CONSTRUCTION, INC., a California corporation,) FOR SUMMARY ADJUDICATION,
17) OR IN THE ALTERNATIVE, FOR
18) PRELIMINARY INJUNCTION;
19) [PROPOSED ORDER]
20)
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Plaintiff and counter-defendant SKANSKA USA BUILDING, INC. ("SKANSKA"), and defendant and counter-claimant ROGERS-QUINN CONSTRUCTION, INC. ("RQC"), through their attorneys of record respectfully request that this Court reschedule SKANSKA'S Motion For Summary Adjudication, Or In The Alternative, For Preliminary Injunction currently set for August 1, 2005 to August 29, 2005. The reason for this request is that counsel in this matter are involved in settlement discussions. In furtherance of this request, the parties hereby stipulate to

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1 the following:

2
3 **IT IS HEREBY STIPULATED** by and between the parties hereto, through their
4 respective counsel of record, that the parties agree, subject to the Court's approval, to continue
5 the hearing on SKANSKA'S Motion For Summary Adjudication, Or In The Alternative, For
6 Preliminary Injunction to August 29, 2005, at 9:00 a.m., in Court Room 10, in Sacramento.
7

8 **IT IS SO STIPULATED.**

9
10 Dated: July 14, 2005

11
12
13
14 GORDON & REES
15 By JOHN L. CONDREY for
16 S. MITCHELL KAPLAN
17 Attorneys for Plaintiff and Counter-Defendant
18 SKANSKA USA BUILDING, INC.

19 Dated: July ___, 2005

20 MUSICK, PEELER & GARRETT

21 By Gerard Smolin, Jr.
22 Attorneys for Defendant and Counter-Claimant
23 ROGERS-QUINN CONSTRUCTION, INC.

24
25 IT IS HEREBY ORDERED, and GOOD CAUSE having been shown, that the
26 hearing date on SKANSKA'S Motion For Summary Adjudication, Or In The Alternative, For
27 Preliminary Injunction currently set for August 1, 2005 in the above-captioned matter, be
28 rescheduled to August 29, 2005.

29 Dated: 7-18-05


30
31 UNITED STATES DISTRICT JUDGE

Gordon & Rees LLP
Embarcadero Center West
275 Battery Street, Suite 2000
San Francisco, CA 94111

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3 **IT IS HEREBY STIPULATED** by and between the parties hereto, through their
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11 Dated: July ___, 2005

12 GORDON & REES

13
14 By _____

15 S. MITCHELL KAPLAN
16 Attorneys for Plaintiff and Counter-Defendant
17 SKANSKA USA BUILDING, INC.

18
19 Dated: July 14, 2005

20 MUSICK, PEELER & GARRETT

21
22 By _____

23 Gerard Smolin, Jr.
24 Attorneys for Defendant and Counter-Claimant
25 ROGERS-QUINN CONSTRUCTION, INC.

26
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Preliminary Injunction currently set for August 1, 2005 in the above-captioned matter, be
rescheduled to August 29, 2005.

29
30 Dated: _____

31 UNITED STATES DISTRICT JUDGE